



IFW  
Attorney Docket: 009584-0308305  
Client Reference: AFC-013

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE


In re PATENT APPLICATION of: MARC R. BERNARD ET AL.  
Application No.: 10/783,716 Confirmation No: 5594

Filed: February 19, 2004

Title: Optical Line Termination, Passive Optical Network and Method and Apparatus for Performance Monitoring

**CERTIFICATE OF MAILING**

I hereby certify that, on the date shown below, this correspondence is being deposited with the United States Postal Service in an envelope addressed to the MAIL STOP MISSING PARTS Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 13, 2004.

  
Kathleen M. Smith

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application mailed May 13, 2004, a copy of which is enclosed, Applicants herewith submit the following:

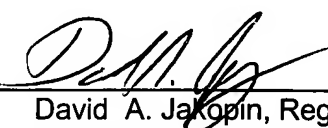
Executed Combined Declaration and Power of Attorney of Inventors  
Assignment and Recordation Cover Sheet

The Commissioner is authorized to charge the following fees to Deposit Account 50-2213 (Order No. 009584-0308305):

Filing Fee, large entity:	\$770.00
Large entity surcharge:	30.00
Excess claims fee, 3 independent claims in excess of 3 @ \$86.00:	258.00
8 claims in excess of 20 @ \$18.00:	144.00
Assignment Recordation fee:	40.00

Respectfully submitted,  
PILLSBURY WINTHROP LLP

By

  
David A. Jakopin, Reg No. 32995  
Telephone: 650-233-4790

Customer No.: 27498



## UNITED STATES PATENT AND TRADEMARK OFFICE

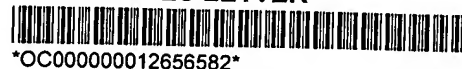
UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/783,716	02/19/2004	Marc R. Bernard	009584-0308305

27498  
 PILLSBURY WINTHROP LLP  
 2475 HANOVER STREET  
 PALO ALTO, CA 94304-1114



CONFIRMATION NO. 5594  
 FORMALITIES LETTER



\*OC000000012656582\*

Date Mailed: 05/13/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$402 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1302 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

07/21/2004 BABRAHA1 00000004 502213 10783716

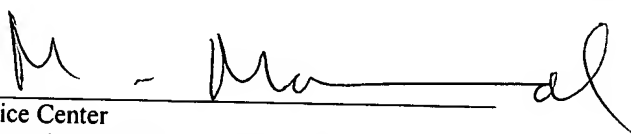
01 FC:1001	770.00 DA
02 FC:1051	130.00 DA
03 FC:1201	258.00 DA
04 FC:1202	144.00 DA

- Total additional claim fee(s) for this application is **\$402**
  - **\$258** for **3** independent claims over 3.
  - **\$144** for **8** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to read "M. - M. al", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE